

A.G. Contract No.: KR05-0697TRN
ECS File No.: JPA 05-046
Project No.: TEA-B40-A-(001)A
Section: Powerhouse Footbridge
Project: Pedestrian Bridge
TRACS No.: H6169 01C
Budget Source Item No.: 75306

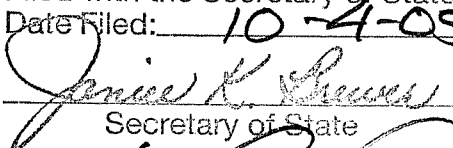

INTERGOVERNMENTAL AGREEMENT

BETWEEN
THE STATE OF ARIZONA
AND
THE CITY OF KINGMAN

THIS AGREEMENT is entered into this date October 4, 2005, pursuant to Arizona Revised Statutes § 11-951 through 11-954, as amended, between the STATE OF ARIZONA, acting by and through its DEPARTMENT OF TRANSPORTATION (the "State") and the CITY OF KINGMAN, acting by and through its MAYOR and CITY COUNCIL (the "City").

1. The State is empowered by Arizona Revised Statutes § 28-401 to enter into this Agreement and has delegated the undersigned the authority to execute this Agreement on behalf of the State.
2. The City is empowered by Arizona Revised Statutes § 48-572 to enter into this Agreement and has by resolution, a copy of which is attached hereto and made a part hereof, resolved to enter into this Agreement and has authorized the undersigned to execute this Agreement on behalf of the City.
3. Congress has authorized appropriations for, but not limited to the twelve eligible categories of transportation enhancement activities.
4. The State and the City desire to participate in the design, construction and maintenance of a pedestrian bridge over an existing drainage channel between the Powerhouse Museum and State Route (SR) 66 (a.k.a. Andy Devine Avenue), in addition to a 5' wide sidewalk and landscaping, hereinafter referred to as the "Project", currently estimated at \$75,000.00. The State will design and construct the Project and the City will maintain the Project.

THEREFORE, in consideration of the mutual agreements expressed herein, it is agreed as follows:

NO. 27763
Filed with the Secretary of State
Date Filed: 10-4-05

Secretary of State
By: 

II. SCOPE OF WORK

1. The State shall:

a. Submit a program to the Federal Highway Administration (FHWA) containing the above-mentioned Project with the recommendation that it be approved for construction.

b. Construct the Project approved by FHWA, if such funds are available for construction. Be the designated authorized agent with the consent of the City and the FHWA and proceed to advertise for, receive and open bids with the aid and consent of the City and the FHWA. Enter into a contract(s) with a firm(s) to whom the award is made with the concurrence of the FHWA. Enter into a Project Agreement with FHWA on behalf of the City to perform, complete, accept and pay for in accordance with instructions and requirements of the City and the Arizona Department of Transportation. Request the maximum Federal funds available including construction, engineering and administration costs.

c. Prepare plans, specifications and an estimate for the Project and will submit them to the City for comments as appropriated. The Project will be constructed by the State using State and Federal funds.

d. Not be obligated to maintain the Project, should the City fail to budget or provide for proper and perpetual maintenance as set forth in this Agreement.

2. The City shall:

a. Review the design documents required for construction of the Project, and provide comments to the State as appropriate.

b. Be obligated to incur the cost increase of said work due to unforeseen conditions or circumstances required by a change in the extent or Scope of the Work called for by the City, in this Agreement; any such changes require the prior approval of the State.

c. Upon completion of the Project, provide for at its own cost and as an annual item in its budget, perpetual and proper maintenance to the Project and all enhancement improvements, including repainting pavement markers in the parking area, maintaining the new sidewalk, landscaping, irrigation system, sign(s) and the new pedestrian bridge as designed and constructed.

d. Landscape maintenance shall consist of the care of all landscaping in accordance with accepted horticultural practices. This includes keeping all areas free of weeds, undesirable grasses and litter; applying irrigation water, furnishing and applying insecticide/herbicide sprays and dust to combat diseases and other pests, pruning and replanting as required to maintain the landscape as it was designed and established at the completion of the Project.

e. Conduct all maintenance work in a manner to minimize traffic congestion and interference with through traffic. All traffic control will meet the requirements of the Arizona Department of Transportation's "Uniform Traffic Control Manual".

II. MISCELLANEOUS PROVISIONS

1. The terms conditions and provisions of this Agreement shall remain in full force and effect until completion and reimbursements provided herein. However, any provisions for maintenance, electrical power and water provided by the City shall be perpetual. This Agreement may be cancelled at any time prior to the award of a Project construction contract, upon thirty-days (30) written notice to either party. It is understood and agreed that, in the event the City terminates this Agreement, the State shall in no way be obligated to maintain said Project.

2. This Agreement shall become effective upon filing with the Secretary of State.

3. This Agreement may be cancelled in accordance with Arizona Revised Statutes § 38-511.
4. The provisions of Arizona Revised Statutes § 35-214 are applicable to this Agreement.
5. In the event of any controversy, which may arise out of this Agreement, the parties hereto agree to abide by required arbitration as is set forth for public works contracts in Arizona Revised Statutes § 12-1518.
6. This Agreement is subject to all applicable provisions of the Americans with Disabilities Act (Public Law 101-336, 42 U.S.C. 121-1-12213) and all applicable Federal regulations under the Act including 28 CFR Parts 35 and 36. The parties to this Agreement shall comply with Executive Order Number 99-4 issued by the Governor of the State of Arizona, and incorporated herein by reference regarding "Non-Discrimination".
7. Non-Availability of Funds: Every payment obligation of the State under this contract is conditioned upon the availability of funds appropriated or allocated for the payment of such obligation. If funds are not allocated and available for the continuance of this contract, this contract may be terminated by the State at the end of the period for which the funds are available. No liability shall accrue to the State in the event this provision is exercised, and the State shall not be obligated or liable for any future payments or for any damages as a result of termination under this paragraph.
8. All notices or demands upon any party to this Agreement shall be in writing and shall be delivered in person or sent by mail addressed as follows:

Arizona Department of Transportation Joint Project Administration 205 S. 17 th Avenue – Mail Drop 616E Phoenix, AZ 85007 (602) 712-7525	City of Kingman Attn: Community Development Director 310N. 4 th Street Kingman, AZ 86401 (928) 753-8132
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9. Pursuant to Arizona Revised Statutes § 11-952, (D) attached hereto and incorporated herein is the written determination of each party's legal counsel that the parties are authorized under the laws of this State to enter into this Agreement and that the Agreement is in proper form.

IN WITNESS WHEREOF, the parties have executed this Agreement the day and year first above written.

CITY OF KINGMAN

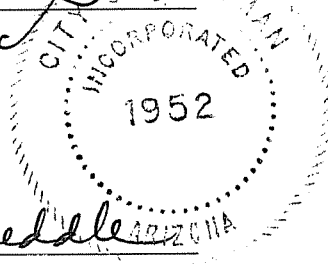
STATE OF ARIZONA

Department of Transportation

By Monica Gates
MONICA GATES
Mayor

ATTEST:

By Toni Weddle
TONI WEDDLE
City Clerk



By John W. Carr
For SUSAN TELLEZ
Contract Administrator

JPA 05-046

APPROVAL OF THE CITY OF KINGMAN

I have reviewed the above referenced intergovernmental Agreement between the DEPARTMENT OF TRANSPORTATION, INTERMODAL TRANSPORTATION DIVISION, and the CITY OF KINGMAN, an Agreement among public agencies which, has been reviewed pursuant to A.R.S. § 11-951 through § 11-954 and declare this Agreement to be in proper form and within the powers and authority granted to the CITY under the laws of the State of Arizona. No opinion is expressed as to the authority of the State to enter into this Agreement.

DATED this 16th day of August, 2005.

Robert A. Talar
City Attorney

CITY OF KINGMAN

REGULAR MEETING OF THE COMMON COUNCIL

6:00 P.M.

Minutes

Monday, August 15, 2005

Members:	Officers:	Visitors Signing In:
M. Gates, Mayor	P. Beecher, City Manager	See attached list
T. Spear, Vice Mayor	T. Duranceau, P & Z Director	
J. Baker	R. Taylor, City Attorney	
T. Carter	R. Foreman, Recording Secretary	
P. Moon	T. Weddle, City Clerk	
D. French	R. Owen, Community Dev.	
R. Lyons	C. Loyd, Finance Director	

Mayor Gates called the meeting to order at 6 p.m. and roll call was taken. All Council Members were present. The Invocation was given by Pastor Kelly Fallis of Cornerstone Mission, after which, the Pledge of Allegiance was said in unison.

1. **APPROVAL OF MINUTES** (August 1, 2005 and the Special Meeting of August 2, 2005)

Councilmember French stated that there was a correction for the August 1, 2005 Council Meeting. The Minutes state under Item #9 that Council went into Executive Session, when Council did not. Items 9, 10 and 11 were discussed openly. Councilmember French further stated that the August 1, 2005 Minutes do not state who withdrew the Motion to go into Executive Session. Let the Minutes reflect that Councilmember Carter made a Motion to withdraw his Motion to go into Executive Session. Councilmember Lyons withdrew his Second. Councilmember Carter made a MOTION to APPROVE the Minutes of August 1, 2005 with the noted corrections. Councilmember French SECONDED and it was UNANIMOUSLY APPROVED.

Vice Mayor Spear made a MOTION to APPROVE the Minutes of the Special Meeting of the Common Council on August 2, 2005 as written. Councilmember French SECONDED and it was UNANIMOUSLY APPROVED.

2. **CALL TO THE PUBLIC - COMMENTS FROM THE PUBLIC**

Mr. Tom Stown, 4310 N. Van Nuys, stated he wanted to bring up an issue that has to do with motor homes not being able to park in the WalMart parking lot over night. Because of that, Kingman is on a motor home website as being non-motor home friendly; hence, organizations like Family Motor Corps are going to avoid coming to Kingman to have rallies and spend money in town. Mr. Stown further stated that he would like Council to take another look at the Ordinance.

Mayor Gates stated that she has received emails in regards to Kingman being motor home unfriendly and doesn't feel it's in Kingman's best interest to be preceded that way. Mayor Gates further stated that Council will take Mr. Stown's comments under advisement, and reminded the audience that Kingman does have an Ordinance that prohibits over night parking at such places like WalMart.

After no further discussion, the Public Hearing was closed.

3. **CONSENT AGENDA**

- a) **Liquor License – Extension of Premises**
Sam Shalaby, agent and applicant of the Dambar & Steakhouse, has applied for an Extension of Premises for the dates of September 24 & 25, 2005
- b) **Resolution No. 4161**
Request to approve final plat for Shangri La Estates III, Tract 1971-C
- c) Authorization for the Mayor to sign an agreement with ADOT [JPA 05-046] for the Powerhouse Footbridge Project
- d) **Resolution No. 4167**
Release of assurances for Walleck Ranch, Tract 1961-F and accepting a cash escrow assurance for the completion of the remaining sidewalk improvements
- e) **Resolution No. 4168**
Approval of final plat and improvement plans for Southern Vista II, Tract 1999
- f) **Resolution No. 4170**
Approval of preliminary plat for Southern Vista III, Tract 6002
- g) Authorizing the Mayor to sign the Proposed Development Agreement between the City of Kingman and owners Short/Bowers Investments, LLC and property owners John Short and Cynthia K. Short for property north of Airway Avenue and West of Castle Rock Road
- h) **Resolution No. 4171**
Establishing new Golf Course Fees
- i) **Resolution No. 4172**
Authorizing the Kingman Airport Authority to act as the lead and administrative agency and accepting Federal Aviation Administration Grant # 3-04-0021-015-2005 in the amount of \$783,750 for a new Aircraft Rescue Firefighter Vehicle (ARFF), to construct a new ARFF Building and design a new terminal building
- j) Authorization to sell Parcels IV-O-A-B-A and IV-O-A-B-B at the Kingman Airport & Industrial Park on September 6, 2005
- k) Authorizing the Mayor to sign the Proposed Agreement between the City of Kingman and Southwest Traffic Engineering for on-call traffic engineering services
- l) Authorizing the Kingman Fire Department to purchase 6 Phillips MrX Monitor/Defibrillator units and accessories, sole source, from Boundtree Medical for a total of \$125,035.91 including tax, Tempe Contract Number T04-114-01
- m) **Resolution No. 4166**
Approving a Statement of Work with TransCore to develop a grant request for a feasibility study for the development of the Kingman International Trade Processing Center
- n) **AWARD OF BIDS/PROPOSALS/CONTRACTS**
–Award of Bid - CDBG Boys and Girls Club Roofing Project awarded to Canyon State Enterprises, LLC in the amount of \$31,320.00
- o) **Municipal Utility Commission Recommendations**
–**Resolution No. 4165**
Request for water service to new subdivision, Sycamore Village, Tract 1955

p) **Resolution No. 4177**

Authorizing the Mayor to submit the following Resolutions to the League of Arizona Cities and Towns Resolution Committee:

- (1) Resolution urging the Legislature to limit application of A.R.S. 9-516 to either Public Service Corporation or Political Subdivisions: and
- (2) Resolution urging the Legislature to remove the sunset provision on A.R.S. 11-269.06, which permits the County Assessor to levy a special recording surcharge to generate funds needed to build a GIS system

Mayor Gates requested that Item D, Resolution No. 4167, be pulled from the Consent Agenda. Councilmember Carter requested that Item M, Resolution No. 4166, be pulled from the Consent Agenda.

Vice Mayor Spear made a MOTION to APPROVE the Consent Agenda with the exceptions of Item D, Resolution No. 4167, and Item M, Resolution No. 4166. Councilmember Lyons SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4161)
(Resolution No. 4168)
(Resolution No. 4170)
(Resolution No. 4171)
(Resolution No. 4172)
(Resolution No. 4177)

Item D:

Mayor Gates stated that she wanted the record to show the exact amount of \$25,530.00 for the cash escrow assurance for the completion of the remaining sidewalk improvements. After no further discussion, Vice Mayor Spear made a MOTION to APPROVE Item D, Resolution No. 4167 of the Consent Agenda. Councilmember Lyons SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4167)

Item M:

Councilmember Carter stated that TransCore is a vendor that stands to gain quite a bit from any approval of this kind of concept as far as it taking fruition. Carter further stated that he has an objection to having a vendor creating a working paper, if you will, from which Council will be making a decision that will, in fact, benefit the vendor later on. Carter stated that's a conflict of interest. Carter further stated that Council should have someone other than a vendor involved in this process to have a second point of view before a decision is made. Mayor Gates asked staff if there is a conflict. City Attorney Robert Taylor stated that this is not a legal conflict due to Transcore not being a Public entity. City Manager Paul Beecher stated that the City doesn't have to award any further contracts after the one the City chooses. It doesn't have to be TransCore or the firm that did the final project. If the decision is made or the concept is feasible and Council goes on beyond that, then Council would not have Transcore write the specs for the vendors, the City would look for someone else to do that. Councilmember French asked Mr. Beecher if the final outcome of this was to have a not for profit corporation that was going to operate all of this. Mr. Beecher stated yes and it would not be TransCore. The only time that TransCore would profit would be in the initial phase, after that it would be open for bid. French stated that beyond this phase, TransCore would have to bid like everyone else. Mr. Beecher stated he agreed.

After no further discussion, Councilmember Carter made a MOTION to APPROVE Item M, Resolution No. 4166. Vice Mayor Spear SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4166)

Unfinished Business: (for action)

4. **Recommended for DENIAL by the Planning and Zoning Commission - This item was tabled at the August 1, 2005 Council Meeting**

A request from Brien Giglio, applicant and property owner, to rezone certain property from R-R: Rural Residential to R-1-20: Residential, Single Family, 20,000 square foot lot minimum. The proposed rezoning would allow for the subdivision of the subject property into three lots. The subject property is located along the south side of El Rancho Drive west of North Harvard Street. The property 1.5 acres in size and is further described as a portion of the Northeast ¼ of the Northwest ¼, Sec. 12, T.21N., R.17W., of the G&SRM, Mohave County, AZ.

Mayor Gates stated that she wanted to thank Councilmember Moon for pointing out that this would require a majority vote.

Councilmember French stated he would be abstaining from voting on Item 4 to avoid any potential conflict.

City Manager Paul Beecher stated staff still recommends approval.

The Public Hearing was opened. Citizens Comments included:

Lisa McVey, 380 El Rancho Drive, stated that she is opposed to this change to the General Plan 2020 and doesn't want apartment buildings in her neighborhood.

After no further discussion the Public Hearing was closed. Councilmember Baker made a MOTION to DENY Item 4. Councilmember Carter SECONDED and it was DENIED with Councilmember Lyons opposing and Councilmember French abstaining.

5. **Recommended for DENIAL by the Planning and Zoning Commission – This item was tabled at the August 1, 2005 Council Meeting**

A request from Edwin Parks III, Gary Lawson and Rick Pulver, owners and applicants, for a minor amendment to the projected land use map of the Kingman General Plan 2020. The request is to modify 4.73 acres from Medium Density Residential 3-8 dwelling unit or less per acre to Intermediate Density Residential 9-16 dwelling units per acre to allow for future residential development. The subject property is located between Eastern Street and Diamond Street on the north side of Kenwood Avenue. The subject property is further described as a Portion of Blocks 67, 68 and 69, Greater Kingman Addition, Unit 2, Sec. 8, T.21N., R.16W., of the G&SRM, Mohave County, AZ.

Mayor Gates stated that Item 5 has been withdrawn by the applicant.

6. **Public Auction – This item was re-scheduled at the August 1, 2005 Council Meeting**

The sale of Parcel V-P-C-A delineated on plat recorded June 9, 2005 at reception number 2005-062031 records of Mohave County, Arizona being that part of Section 26 & 27, T22N, R16W, G.&S.R.M., Mohave County, Arizona. This parcel contains an area of 10.094 acres, more or less. The minimum acceptable sale price of said property is a total of Five Hundred Four Thousand Seven Hundred Dollars (\$504,700.00)

Economic Development Director for the Kingman Airport Authority Bob Riley stated he needed the legal notice of sale deferred again due to the pre-qualifying date was prior to the advertisement date that was posted. Mr. Riley asked Council for a deferral for this Public Auction to the next Common Council Meeting of September 6, 2005.

Councilmember Carter made a MOTION to re-schedule Public Auction of Parcel V-P-C-A to the Common Council Meeting September 6, 2005. Councilmember French SECONDED and it was UNANIMOUSLY APPROVED.

7. New Business: (for review, comment and/or action)

a) **Resolution No. 4155**

Adopting a Resolution of Intention for 2005 Wallapai/Marlene Improvement District

Assistant Engineer Greg Henry stated that Resolution No. 4155 formally declares the City's intention to improve the streets within the improvement district boundary and to assess the property owners proportionally. Vice Mayor Spear asked if the City will be financing this in-house. Greg stated yes.

After no further discussion, Councilmember French made a MOTION to APPROVE Resolution No. 4155. Councilmember Carter SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4155)

b) **Public Auction**

The sale of Parcel IV-U-E-A delineated on plat recorded June 9, 2005 at reception number 2005-062032 records of Mohave County, Arizona being that part of Section 28, T22N, R16W, G. & S.R.M. Mohave County, Arizona. This parcel contains an area of .587 acres, more or less. The minimum acceptable sale price of said property is a total of Twenty Six Thousand One Hundred Dollars (\$26,100.00)

Economic Development Director for the Kingman Airport Authority Bob Riley stated that the Airport Authority has one qualified bidder who has met the provisions of the all requirements of the Public Notice; Mr. Haskell Montgomery, doing business as Montgomery Motor Warehouse. Mr. Riley stated he would like Council to open this Public Auction to see if there are any other bidders. Mayor Gates opened the Public Auction and there were none. Mayor Gates closed the Public Auction. Mayor Gates stated that Mr. Montgomery was the successful bidder.

c) **Resolution Nos. 4174 & 4175**

-Resolution No. 4174 - Authorization to issue improvement district bonds for Airway Underpass Railroad Crossing

Financial Director Coral Loyd stated the Airway Avenue Railroad Crossing Improvement District includes 36 assessments on vacant land owned by ten property owners and will fund approximately 65% of the construction cost of the Airway Underpass project. The balance of the project will be funded by the issuance of City of Kingman Excise Tax Revenue Bonds. Coral further stated Resolution 4174 authorizes the issuance of \$6,395.00 for improvement district bonds.

The Public Hearing was opened.

Mike LaVallee of Stone and Youngberg, underwriters of the bond issuance, stated this is for the two Resolution Nos. 4174 and 4175 to cover the total project cost of the Airway Underpass. Mr. LaVallee further stated that the City of Kingman has received an 'A Plus' rating from the Fitch Rating Agency.

After no further discussion the Public Hearing was closed. Councilmember French made a MOTION to APPROVE Resolution No. 4174. Vice Mayor Spear SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4174)

-Resolution No. 4175 – Authoring the issuance of excise tax revenue bonds for Airway Underpass Railroad Crossing

Financial Director Coral Loyd stated Resolution 4175 authorizes the issuance of \$3,715,000 for excise tax revenue bonds.

After no further discussion, Councilmember Carter made a MOTION to APPROVE Resolution No. 4175. Councilmember French SECONDED and it was UNANIMOUSLY APPROVED.

(Resolution No. 4175)

d) **Public Hearing - Ordinance No. 1495**

Adopting Ordinance No. 1495 to adjust utility investment fees

Financial Director Coral Loyd stated Ordinance 1495 is to adjust water and wastewater investment fees with an effective date of December 1, 2005.

The Public Hearing was opened and after no discussion, Vice Mayor Spear made a MOTION to APPROVE Ordinance No. 1495. Councilmember Lyons SECONDED and it was UNANIMOUSLY APPROVED.

(Ordinance No. 1495)

8. ANNOUNCEMENTS BY MAYOR & COUNCILMEMBERS

Mayor Gates stated the first Tri-City Council informal dinner was well attended by Lake Havasu City and Bullhead City. Mayor Gates further stated that Bullhead City is looking forward to hosting the next Tri-City get together and will be looking for ideas for agendas coming up in the future. Mayor Gates further stated that this is a good first step in working together County wide and learning to speak with one voice.

9. EXECUTIVE SESSION (per A.R.S. § 38-431.03 A.3 and 7)

-There was no need for an Executive Session

10. Direction and possible action regarding representation of City interests in the development of City owned property

Mayor Gates stated that City Manager Paul Beecher, Financial Director Coral Loyd and herself, were in San Francisco last week for the Rating Meeting, and met with Mr. Brian Masterman, President of S&Y Capital Group, affiliated with Stone and Youngberg, who is the City's bond underwriter. Mayor Gates stated that they were discussing the City of Kingman's property located just to the side of the interstate. Mayor Gates asked Mr. Masterman if his firm could provide some value to the City of Kingman. Mayor Gates further stated that Mr. Masterman was invited to come and address the City Council with his firm's ideas on how improvements could help the City of Kingman.

Mr. Masterman stated his firm, S&Y Capital Group, is affiliated with Stone and Youngberg Bond Underwriters, but is a separate company with a private real estate investment development division of Stone and Youngberg, where as my firm, S&Y Capital Group takes on principal activities and acts as the developer. Mr. Masterman also works very closely with City and Government clients to help them develop their properties. Mr. Masterman stated that S&Y Capital Group was established in 2001 doing private real estate investing, development and consulting, specializing in complex land-secured financings, often involving tax delinquent real estate and/or defaulted bonds. Asset repositioning is how S&Y Capital Group focuses their business and leverages their resources through relationships with joint venture partners. S&Y Capital Group has tried to expand on the concept of public/private partnerships in a way that truly benefits the public agency. Mr. Masterman further stated that S&Y Capital Group is excited about the prospect

of working with the City of Kingman and seeing if S&Y Capital Group can help add value to the City's property. Mayor Gates asked Mr. Masterman if he had any initial observations regarding the project in Kingman located just to the side of the interstate. Mr. Masterman stated that it's a very exciting property and thinks the City is doing the right thing to develop the land regardless if S&Y Capital Group is involved. Mr. Masterman further stated that the project looks like an exciting opportunity. City Manager Paul Beecher stated that the City has been approached by two developers through a realtor to purchase 60 acres on each corner of this particular City's property that Council is talking about. Mr. Beecher further stated that Council has directed staff to agree in principle to maybe sale or lease this property provided that the proposed developers are agreeable to doing a master plan with the City's participation. Mr. Beecher asked Mr. Masterman, what kind of value his firm, S&Y Capital Group, could bring to the table on the City's behalf. Mr. Masterman stated S&Y Capital Group could get involved in assisting in the discussions with the developers. S&Y Capital Group has lots of experience in master planning whether S&Y Capital Group is directly involved or helping the developers that the City is working with to execute a plan.

Mr. Beecher stated if Council would like to pursue this further with Mr. Masterman, that the September 19, 2005 workshop would be a good time to do that. Mayor Gates agreed. Mr. Masterman stated he would need to check his schedule and let Mr. Beecher know if September 19, 2005 is a good time for him to return to Kingman.

Mayor Gates thanked Mr. Masterman for coming and talking with Council.

After no further discussion, Councilmember Baker made a MOTION to ADJOURN. Councilmember Carter SECONDED and it was UNANIMOUSLY APPROVED.

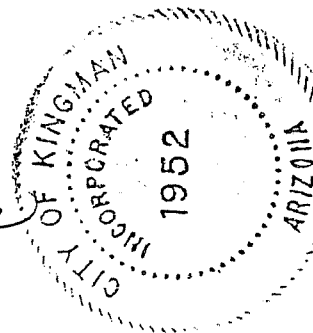
ADJOURNMENT: 7:12 PM

ATTEST:

Toni Weddle
Toni Weddle, City Clerk

APPROVED:

Monica Gates
Monica Gates, Mayor



STATE OF ARIZONA)
COUNTY OF MOHAVE)ss:
CITY OF KINGMAN)

CERTIFICATE OF COUNCIL MINUTES

I, Robin Foreman, Recording Secretary of the City of Kingman, Arizona, hereby certify that the foregoing Minutes are a true and correct copy of the Minutes of the Regular Meeting of the Common Council of the City of Kingman held on Monday, August 1, 2005.

Dated this 24th day of August, 2005

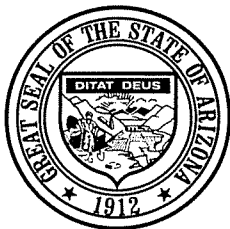
Robin Foreman
Robin Foreman, Recording Secretary

CITY OF KINGMAN
MEETING OF THE COMMON COUNCIL

DATE: August 15, 2005

PLEASE PRINT

-
- 1 Jim Cave
 - 2 William Schwing
 - 3 NOEL TETER
 - 4 Jim Chapman
 - 5 DAWN CALHOUN
 - 6 Gino Meyring
 - 7 PETER PROFFIT
 - 8 Bob Riley
 - 9 Craig Schiller
 - 10 Robert Wyman
 - 11 Cressi Hoster-Akins
 - 12 CLARENCE M'COMBS
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STATE OF ARIZONA
OFFICE OF THE ATTORNEY GENERAL
CIVIL DIVISION
TRANSPORTATION SECTION
MEMORANDUM

Jeffrey T. Murray
Assistant Attorney General

Direct: 602-542-8859
Fax: 602-542-3646

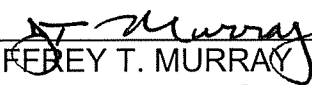
INTERGOVERNMENTAL AGREEMENT
DETERMINATION

A.G. Contract No. KR05-0697TRN (**JPA 05-046**), an Agreement between public agencies, has been reviewed pursuant to A.R.S. § 11-952, as amended, by the Undersigned Assistant Attorney General who has determined that it is in the proper form and is within the powers and authority granted to the State of Arizona.

No opinion is expressed as to the authority of the remaining Parties, other than the State or its agencies, to enter into said Agreement.

DATED September 26th, 2005.

TERRY GODDARD
Attorney General


JEFFREY T. MURRAY
Assistant Attorney General
For SUSAN E. DAVIS
Assistant Attorney General
Transportation Section

JTM:dgr
Attachment
926280